

#### **EXPRESS MAIL CERTIFICATION UNDER 37 CFR 1.10**

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I hereby certify that the paper(s) identified above, and any document(s) referred to as attached hereto, is being deposited with the United States Postal Service on the date indicated in an envelope as "Express Mail Post Office to Addressee" and is addressed: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia, 22313-1450.

Sean F. Mellino

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :

Von Falkenhausen, Mü ller & Krumme

Serial No.

Filing Date

Herewith

Examiner

Group Art Unit:

Title

ACTIVE SUBSTANCE-CONTAINING FILM-LIKE

PREPARATIONS HAVING IMPROVED CHEMICAL

STABILITY, AND PROCESSES FOR THEIR

PREPARATION (as amended herein)

Attorney File:

RO0937US (#90568)

# INFORMATION DISCLOSURE STATEMENT PURSUANT TO 37 CFR 1.97

Mail Stop PCT Commissioner for Patents P O Box 1450 Alexandria, Virginia, 22313-1450

Dear Sir,

Under the provision of 37 C.F.R. 1.56, 1.97 and 1.98, Applicant would like to call the Examiner's attention to the references listed on the attached Form PTO-1449. The foreign patent references are enclosed. A copy of the non-patent reference will follow.

In accordance with 37 C.R.F. 1.97(b)(1), and as this Information Disclosure Statement is being filed with the application, the Statement is submitted before the issuance of a first Official Action on this case.

In accordance with 37 C.F.R. 1.97(g) and 37C.F.R.1.97(h), filing of this

JT12 P PCT/PTO 0 6 DEC 2004

Information disclosure Statement shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in 34 C.F.R. 1.56(b).

The Examiner is requested to make the attached references of record and to consider these references along with such other references deemed pertinent as a result of the Examiner's own independent search and examination.

Respectfully submitted,

D. Peter Hochberg Reg. No. 24,603

D. Peter Hochberg Co., L.P.A. 1940 E.6<sup>th</sup> Street – 6<sup>th</sup> Floor Cleveland, OH 44114-2294 (216) 771-3800 DPH/sfm

#### FORM PTO-1449

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				Sean F. Mellino	
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Serial No.	:				
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Title	:	ACTIVE SUBSTANCE-CONTAINING FILM-LIKE PREPARATIONS HAVING IMPROVED CHEMICAL STABILITY, AND PROCESSES FOR THEIR PREPARATION (as amended herein)			
Attorney File	:	RO09	937US (#90568)		
Mail Stop PC Commissione P O Box 1450 Alexandria, V	r for Patents	1450			
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Examiner Initial	Docu Numb		Date	Name	_
/D.S./	6,183	,775	2/6/2001	Ventouras	
		U.S.	Published Appl	ications	
Examiner	Document				
Initial	Number		Date	Name	

/Darryl Sutton/

06/30/2008

## Foreign Patent Documents

Examiner Initial	Document Number	Date	Country	Translation (Yes/No)
/D.S./	WO0266016	8/29/2002	wo	
/D.S./	EP0380367	8/1/90	EPO	
/D.S./	EP0539215	4/28/93	ЕРО	

#### Other Prior Art (Inc. Author, Title, Date, Pertinent Pages, Etc)

Examiner Initial	Document								
Dunnett, P.C., et al., "Study of the Fate of Bronopol and the Effects of Antioxidants on N Nitrosamine Formation in Shampoos and Skin Creams," International Journal of Cosmetic Science, Vol. 6, No. 5, p. 241-248 (1984). **									
Examiner	/Darryl Sutton/	Date Considered:	06/30/2008						

Examiner:

Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant

<sup>\*\*</sup> Denotes that a copy will follow